

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-02798-TJK**

KOWAL v. UNITED STATES DEPARTMENT OF JUSTICE
et al
Assigned to: Judge Timothy J. Kelly
Case: 1:18-cv-00938-TJK
Cause: 05:552 Freedom of Information Act

Date Filed: 11/30/2018
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**BARBARA KOWAL**

represented by **Donald Todd Doss**
OFFICE OF THE FEDERAL
DEFENDER
Middle District of Florida
201 S. Orange Ave
#300
Orlando, FL 32801
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ATTORNEY TO BE NOTICED

V.

Defendant**UNITED STATES DEPARTMENT OF
JUSTICE**

represented by **Scott Leeson Sroka**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-7113
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**BUREAU OF ALCOHOL, TOBACCO,
FIREARMS, AND EXPLOSIVES**

represented by **Scott Leeson Sroka**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**FEDERAL BUREAU OF
INVESTIGATION**

represented by **Scott Leeson Sroka**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**DRUG ENFORCEMENT AGENCY**

represented by **Scott Leeson Sroka**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
|------------|----------|---|
| 11/30/2018 | <u>1</u> | COMPLAINT for <i>Injunctive and Declaratory Relief</i> against All Defendants (Fee Status:Filing Fee Waived) filed by BARBARA KOWAL. (Attachments: # <u>1</u> Exhibit |

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| | | A. # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M, # <u>14</u> Exhibit N, # <u>15</u> Exhibit O, # <u>16</u> Exhibit P, # <u>17</u> Exhibit Q, # <u>18</u> Exhibit R, # <u>19</u> Exhibit S, # <u>20</u> Exhibit T, # <u>21</u> Civil Cover Sheet, # <u>22</u> Summons ATF, # <u>23</u> Summons DEA, # <u>24</u> Summons DOJ, # <u>25</u> Summons FBI)(Doss, Donald) (Entered: 11/30/2018) |
| 11/30/2018 | <u>2</u> | NOTICE OF RELATED CASE by BARBARA KOWAL. Case related to Case No. 18-938. (Doss, Donald) (Entered: 11/30/2018) |
| 11/30/2018 | <u>3</u> | MOTION for Waiver of <i>Filing Fee</i> by BARBARA KOWAL (Doss, Donald) (Entered: 11/30/2018) |
| 12/06/2018 | <u>4</u> | ERRATA by BARBARA KOWAL. (Attachments: # <u>1</u> Supplement Complaint)(Doss, Donald) (Entered: 12/06/2018) |
| 12/06/2018 | | Case Assigned to Judge Timothy J. Kelly. (zsb) (Entered: 12/06/2018) |
| 12/11/2018 | | MINUTE ORDER granting Plaintiff's <u>3</u> Motion to Waive Filing Fee. It is hereby ORDERED that Plaintiff's motion is GRANTED. The Clerk of Court is directed to waive the filing fee in this action, and the U.S. Marshals Service is directed to effect service on Defendants on Plaintiff's behalf. Signed by Judge Timothy J. Kelly on 12/11/2018. (lctjk2) (Entered: 12/11/2018) |
| 12/11/2018 | <u>5</u> | SUMMONS (6) Issued as to BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES, DRUG ENFORCEMENT AGENCY, FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (zsb) (Entered: 12/12/2018) |
| 01/08/2019 | <u>6</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF JUSTICE served on 1/3/2019. (tth) (Entered: 01/15/2019) |
| 01/28/2019 | <u>7</u> | NOTICE of Appearance by Scott Leeson Sroka on behalf of All Defendants (Sroka, Scott) (Entered: 01/28/2019) |
| 02/07/2019 | <u>8</u> | Consent MOTION for Extension of Time to File Answer by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES, DRUG ENFORCEMENT AGENCY, FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE (Sroka, Scott) (Entered: 02/07/2019) |
| 02/07/2019 | | MINUTE ORDER granting Defendants' <u>8</u> Consent Motion for Extension of Time. It is hereby ORDERED that Defendants' motion is GRANTED. Defendants shall answer or otherwise respond to Plaintiff's <u>1</u> Complaint by April 8, 2019. Signed by Judge Timothy J. Kelly on 2/7/2019. (lctjk2) (Entered: 02/07/2019) |
| 02/22/2019 | <u>9</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES served on 2/7/2019; FEDERAL BUREAU OF INVESTIGATION served on 2/7/2019. (tth) (Entered: 02/27/2019) |
| 04/08/2019 | <u>10</u> | ANSWER to Complaint by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES, DRUG ENFORCEMENT AGENCY, FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE.(Sroka, Scott) (Entered: 04/08/2019) |
| 04/09/2019 | | MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties shall meet, confer, and file a joint proposed schedule for briefing or disclosure by May 6, 2019. Signed by Judge Timothy J. Kelly on 4/9/2019. (lctjk2) (Entered: 04/09/2019) |
| 04/09/2019 | | Set/Reset Deadlines: Joint Proposed Briefing Schedule or Disclosure due by 5/6/2019. (kh) (Entered: 04/09/2019) |
| 05/06/2019 | <u>11</u> | PROPOSED BRIEFING SCHEDULE by BARBARA KOWAL. (Doss, Donald) (Entered: 05/06/2019) |
| 05/06/2019 | <u>12</u> | STATUS REPORT by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES, DRUG ENFORCEMENT AGENCY, FEDERAL BUREAU OF |

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| | | INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE. (Sroka, Scott) (Entered: 05/06/2019) |
| 05/07/2019 | | MINUTE ORDER: In light of the parties' separate status reports, it is hereby ORDERED that the parties shall meet and confer and, after discussing their respective positions as to how best to move forward, file a joint status report in which they propose a mutually agreed-upon schedule for further proceedings or, if agreement cannot be reached, their respective proposals, no later than May 20, 2019. The Court is particularly troubled by Plaintiff's counsel's representation that counsel for Defendants failed to respond to multiple attempts to contact him. Accordingly, Defendants' counsel shall specifically address in that status report why he neglected to respond to Plaintiff's counsel and was otherwise unable to comply with the Court's order and confer with Plaintiff's counsel during the nearly four weeks the Court afforded the parties to do so. Signed by Judge Timothy J. Kelly on 5/7/2019. (lctjk2) (Entered: 05/07/2019) |
| 05/20/2019 | <u>13</u> | Joint STATUS REPORT by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES, DRUG ENFORCEMENT AGENCY, FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE. (Sroka, Scott) (Entered: 05/20/2019) |
| 05/21/2019 | | MINUTE ORDER: Upon consideration of the parties' <u>13</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report, including, if necessary, a proposed briefing schedule, no later than July 19, 2019. Signed by Judge Timothy J. Kelly on 5/21/2019. (lctjk2) (Entered: 05/21/2019) |
| 07/17/2019 | <u>14</u> | Joint STATUS REPORT by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES, DRUG ENFORCEMENT AGENCY, FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE. (Sroka, Scott) (Entered: 07/17/2019) |
| 07/17/2019 | | MINUTE ORDER: In light of the parties' <u>14</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report, including, if necessary, a proposed briefing schedule, no later than September 30, 2019. Signed by Judge Timothy J. Kelly on 7/17/2019. (lctjk2) (Entered: 07/17/2019) |
| 09/30/2019 | <u>15</u> | Joint STATUS REPORT by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES, DRUG ENFORCEMENT AGENCY, FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE. (Sroka, Scott) (Entered: 09/30/2019) |
| 09/30/2019 | | MINUTE ORDER: In light of the parties' <u>15</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report, including, if necessary, a proposed briefing schedule, no later than October 30, 2019. Signed by Judge Timothy J. Kelly on 9/30/2019. (lctjk2) (Entered: 09/30/2019) |
| 10/29/2019 | <u>16</u> | Joint STATUS REPORT by BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES, DRUG ENFORCEMENT AGENCY, FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE. (Sroka, Scott) (Entered: 10/29/2019) |
| 10/29/2019 | | MINUTE ORDER: In light of the parties' <u>16</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report, including, if necessary, a proposed briefing schedule, no later than November 29, 2019. Signed by Judge Timothy J. Kelly on 10/29/19. (lctjk2) (Entered: 10/29/2019) |
| 11/22/2019 | <u>17</u> | Joint STATUS REPORT <i>and Proposed Briefing Schedule</i> by BARBARA KOWAL. (Doss, Donald) (Entered: 11/22/2019) |
| 11/25/2019 | | MINUTE ORDER: Upon consideration of the parties' <u>17</u> Joint Status Report, it is hereby ORDERED that the following schedule will govern further proceedings: (1) Defendants shall file their motion for summary judgment by January 6, 2020; (2) Plaintiff shall file her opposition to Defendants' motion and her cross-motion by February 17, 2020; (3) Defendants shall file their opposition to Plaintiff's cross-motion and their reply in support of their motion by March 30, 2020; and (4) Plaintiff shall file her reply in support of her cross-motion by May 1, 2020. Signed by Judge Timothy J. Kelly on 11/25/19. (lctjk2) (Entered: 11/25/2019) |

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| 11/25/2019 | | Set/Reset Deadlines: Summary Judgment motion due by 1/6/2020. (zkh) (Entered: 11/25/2019) |
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